

House File 119

S-3109

- 1 Amend House File 119, as passed by the House, as  
2 follows:
- 3 1. Page 1, by striking lines 1 through 11 and  
4 inserting:
- 5 <Sec. \_\_\_\_\_. Section 232.37, subsections 1 and 2,  
6 Code 2013, are amended to read as follows:
- 7 1. After a petition has been filed the court shall  
8 set a time for an adjudicatory hearing and unless the  
9 ~~parties~~ persons named in subsection 2 voluntarily  
10 appear, shall issue a summons requiring the child to  
11 appear before the court at a time and place stated and  
12 requiring the person who has custody or control of the  
13 child to appear before the court and to bring the child  
14 with the person at that time. The summons shall attach  
15 a copy of the petition and shall give notification of  
16 the right to counsel provided for in section 232.11.
- 17 2. Notice of the pendency of the case shall be  
18 served upon the known parents, guardians or legal  
19 custodians of a child if these persons are not  
20 summoned to appear as provided in subsection 1, and the  
21 department. Notice shall also be served upon the child  
22 and upon the child's guardian ad litem, if any. The  
23 notice shall attach a copy of the petition and shall  
24 give notification of the right to counsel provided for  
25 in section 232.11.>
- 26 2. Page 1, line 22, after <~~subsection 2~~> by  
27 inserting <, unless the department is represented by  
28 the attorney general>
- 29 3. Page 2, line 11, by striking <of human services>
- 30 4. Page 2, line 23, after <~~petition~~> by inserting  
31 <, unless the department has intervened as a party, in  
32 which case the attorney general shall represent the  
33 interests of the state and the county attorney shall  
34 represent the interests of the county>
- 35 5. Page 3, line 3, after <attorney> by inserting <,  
36 unless the department has intervened as a party,>
- 37 6. Page 3, line 9, after <attorney> by inserting <,  
38 unless the department has intervened as a party, >
- 39 7. Page 3, after line 11 by inserting:
- 40 <5. The county attorney shall comply with the  
41 requirements of chapter 232B and the federal Indian  
42 Child Welfare Act, Pub. L. No. 95-608, when either  
43 chapter 232B or the federal Indian Child Welfare Act,  
44 is determined to be applicable in any proceeding under  
45 this division.>
- 46 8. Page 3, line 21, by striking <2011> and  
47 inserting <2013>
- 48 9. Page 4, lines 10 and 11, by striking <other than  
49 the department of human services,>
- 50 10. Page 4, line 32, after <~~petition~~> by inserting

1 <, unless the department has intervened as a party, in  
2 which case the attorney general shall represent the  
3 interests of the state and the county attorney shall  
4 represent the interests of the county>  
5 11. Page 5, line 14, after <232.90> by inserting  
6 <, unless the department has intervened as a party, in  
7 which case the attorney general shall represent the  
8 interests of the state and the county attorney shall  
9 represent the interests of the county>  
10 12. Title page, line 1, after <attorney> by  
11 inserting <and attorney general>

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COMMITTEE ON JUDICIARY  
ROBERT M. HOGG, CHAIRPERSON